

TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE
Transcriber's Office

February 10, 1997 LB 1-6, 9, 13, 21, 22, 29, 34, 35, 57, 67
68, 86A, 131, 132A, 140, 789

it, whether issued on, before, or after will be binding precedent. So once the appellate court speaks, that opinion, if it was rendered before, becomes precedent. If it was rendered on the day that bill took effect, it is precedent. If it is handed down after that date, it is precedent, and there is nothing in this law that a majority of you supported which gives the appellate court any power to modify, so that it would change the precedential value or status of any decision that it has rendered. I am going by what the law says. Senator Bromm is...

SPEAKER WITHEM: One minute.

SENATOR CHAMBERS: ...talking about what would be desirable. Senator Matzke is talking about what he wishes. Senator Kristensen knows what the law says, he knows what the consequences are, but he is kind of being diplomatic. I am telling you what the law says, and I am telling you what the implications are no matter what you wish, and that's why I will not consent to use this bill to try to bring a clean thing out of an unclean thing because it simply cannot be done.

SPEAKER WITHEM: Senator Kristensen. I am going to rescind my recognition of Senator Kristensen for one second and have the Clerk read matters for the record.

CLERK: Mr. President, your Committee on Natural Resources reports LB 140 to General File with amendments attached, that's signed by Senator Beutler. New A bills, LB 86A by Senator Schellpeper. (Read by title for the first time.) LB 132A by Senator Bohlke. (Read by title for the first time.) I have a withdrawal of a gubernatorial appointment letter from the Governor. Communication from the Governor to the Clerk. (Re: LBs 1-6, LB 9, LB 13, LB 21, LB 22, LB 29, LB 34, LB 35, LB 57, and LB 67.) Amendments to be printed to LB 131 by Senator Maurstad. A reminder that the Natural Resources Committee will meet in Executive Session on Wednesday at eleven o'clock in Room 1517, and Senator Brashear would like to add his name to LB 789 as a cointroducer. That is all that I have, Mr. President. Thank you. (See pages 564-67 of the Legislative Journal.)

SPEAKER WITHEM: Senator Kristensen.